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**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION**

TEVA PHARMACEUTICALS USA, INC.,

Plaintiff,

vs.

CORCEPT THERAPEUTICS, INC., et al.,

Defendants.

Case No. 5:24-cv-03567-NW

**STIPULATION AND [PROPOSED]  
ORDER TO EXTEND TIME TO  
RESPOND TO SECOND AMENDED  
COMPLAINT AND SET RESPONSIVE  
BRIEFING SCHEDULE**

Hon. Noël Wise

**JOINT STIPULATION**

Pursuant to Civil Local Rule 6-1(b) and 6-2, Defendants Corcept Therapeutics, Inc. and Optime Care Inc. (collectively, “Defendants”) and Plaintiff Teva Pharmaceuticals USA, Inc. (“Plaintiff”) by and through their counsel of record, hereby stipulate as follows:

WHEREAS, Plaintiff filed the above-captioned case against Defendants on June 13, 2024;

WHEREAS, Plaintiff filed a First Amended Complaint on September 13, 2024;

WHEREAS, the Court granted in part and denied in part Defendants’ Motion to Dismiss Plaintiff’s First Amended Complaint on September 12, 2025;

WHEREAS, Plaintiff filed a Second Amended Complaint on September 26, 2025;

WHEREAS, Defendants’ current deadline to respond to Plaintiff’s Second Amended Complaint is October 10, 2025;

WHEREAS, Defendants require additional time to respond to Plaintiff’s Second Amended Complaint and to prepare appropriate responses, and the parties wish to set a briefing schedule regarding Defendants’ responses in the event that Defendants’ responsive pleading is a motion pursuant to Federal Rule of Civil Procedure 12;

WHEREAS, the parties agree that in the event Defendants’ responsive pleading is a motion pursuant to Federal Rule of Civil Procedure 12, Defendants need not file their respective answers and affirmative defenses as to those portions of Plaintiff’s Second Amended Complaint that are not the subject of Defendants’ motion until the Court resolves Defendants’ motion; and

WHEREAS, Plaintiff and Defendants agree that in the event Defendants’ responsive pleading is a motion pursuant to Federal Rule of Civil Procedure 12, the parties would benefit from additional time to prepare their respective briefs and thereby agree that good cause exists to modify the briefing schedule from the default deadlines provided by Civil Local Rule 7-3.

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, subject to the Court’s approval, that:

1. Defendants shall have until October 31, 2025, to respond to Plaintiff’s Second Amended Complaint;

2. In the event Defendants' responsive pleading is a motion pursuant to Federal Rule of Civil Procedure 12, Defendants need not file their respective answers and affirmative defenses as to those portions of Plaintiff's Second Amended Complaint that are not the subject of Defendants' motion until the Court resolves Defendants' motion;
3. Plaintiff shall have until November 21, 2025, to oppose or otherwise respond to Defendants' Response; and
4. Defendants shall have until December 5, 2025, to reply to Plaintiff's Response.

IT IS SO STIPULATED.

**[PROPOSED] ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED. The briefing schedule on Plaintiff's Second Amended Complaint is modified as follows:

1. Defendants shall have until October 31, 2025, to respond to Plaintiff's Second Amended Complaint;
2. Plaintiff shall have until November 21, 2025, to oppose or otherwise respond to Defendants' Response should Defendants' Response be a motion pursuant to Federal Rule of Civil Procedure 12; and
3. Defendants shall have until December 5, 2025, to reply to Plaintiff's Response should Defendants' Response be a motion pursuant to Federal Rule of Civil Procedure 12.

DATED: \_\_\_\_\_

\_\_\_\_\_  
The Honorable Noël Wise  
United States District Judge

1 DATED: October 9, 2025

2  
3 By /s/ Michael Shipley

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1 DATED: October 9, 2025

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3 By /s/ Robert W. Stone  
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14 *Attorneys for Defendant Optime Care Inc.*

**CIVIL LOCAL RULE 5-1 ATTESTATION**

I, Robert W. Stone, am the ECF user whose credentials were utilized in the electronic filing of this document. In accordance with Civil Local Rule 5-1(i)(3), I hereby attest that concurrence in the filing of this document has been obtained from each of the signatories listed above.

DATED: October 9, 2025

By /s/ Robert W. Stone  
Robert W. Stone

**CERTIFICATE OF SERVICE**

I hereby certify that on this 9th day of October 2025, I electronically transmitted the foregoing document to the Clerk's Office using the CM/ECF System, causing it to be electronically served on all attorneys of record.

By /s/ Robert W. Stone  
Robert W. Stone